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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

16

Application Number

10/754,537

Filing Date

January 12, 2004

First Named Inventor

Yasuhiro Yoshioka

Art Unit

1752

Examiner Name

Geraldine Letscher

Attorney Docket Number

FS-F03222-01

ENCLOSURES (Check all that apply)



Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/
Incomplete ApplicationReply to Missing Parts
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a
Provisional ApplicationPower of Attorney, Revocation
Change of Correspondence Address

Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____

☐ Landscape Table on CD

Remarks



After Allowance Communication to TC

Appeal Communication to Board
of Appeals and InterferencesAppeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify
below):Copy of USPTO's filing receipt stamp
dated June 23, 2005Copy of Response to Office Action of
March 23, 2005 (originally submitted to
USPTO June 23, 2005)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Taiyo, Nakajima & Kato

Signature

Printed name

Sheldon J. Moss

Date

February 28, 2006

Reg. No.

52,053

CERTIFICATE OF TRANSMISSION/MAILING

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US Application **Attorney Docket:** FS-F03222-01

Application Number: 10/754,437

Filing Date: January 12, 2004

Title: PHOTOTHERMOGRAPHIC MATERIAL

First Named Inventor: Yasuhiro Yoshioka



The following has been received in the US Patent and Trademark Office on the date stamped hereon:

- 1) Transmittal Form (1 page);
- 2) Response to Office Action (Amendment and Remarks (10 pages); and
- 3) Declaration Under 37 C.F.R. §1.132 (15 pages)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: FS-F03222-01

Yasuhiro Yoshioka, et al.

Appln. No.: 10/754,537

Group Art Unit: 1752

Confirmation No.: 8710

Examiner: Geraldine LETSCHER

Filed: January 12, 2004

For: **PHOTOTHERMOGRAPHIC MATERIAL****MAIL STOP AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. § 1.111

Sir:

In response to the Office Action dated January 3, 2006, please consider the remarks as submitted herewith on the accompanying pages.

REMARKS

Claims 1-19 are all the claims pending in the application.

On page 2 of the Office Action, in paragraph 1, it is asserted that the amendment to the claims filed on June 23, 2005 does not comply with the requirements of 37 CFR 1.121(c) because the amendment fails to address claims 1-9. However, Applicants note that Applicants' Amendment submitted on June 23, 2005 was 10 pages in length and addressed all pending claims (claims 1-19). For the Examiner's reference and convenience, attached hereto is a copy

RESPONSE UNDER 37 C.F.R. § 1.111
U.S. Application No. 10/754,537

Docket No. FS-F03222-01

of that Amendment filed on June 23, 2005 together with the filing postcard date-stamped by the OIPE, which confirms the receipt of 10 pages of Amendment and Remarks.

In an attempt to understand how the Examiner may have failed to receive the entire Amendment, Applicants consulted the PTO's Public PAIR system. A review of the PAIR entries for June 23, 2005 reveals that documents from an unrelated application (PCT/JP2003/006094 – Applicant is "NITTO DENKO CORPORATION") have apparently been inadvertently placed in the file for the present application. Removal of the unrelated documents is respectfully requested.

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

Respectfully submitted,



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